

Sec.		Sec.	
	(f) Fungible goods and materials.		(a) In general.
	(g) Accessories, spare parts, or tools.		(b) Exclusion of NAFTA imports.
	(h) Indirect materials.		(c) Action after exclusion of NAFTA country imports.
	(i) Packaging materials and containers for retail sale.		(d) Condition applicable to quantitative restrictions.
	(j) Packing materials and containers for shipment.		SUBPART 3—GENERAL PROVISIONS
	(k) Transshipment.		
	(l) Nonqualifying operations.	3381.	Monitoring.
	(m) Interpretation and application.	3382.	Procedures concerning conduct of International Trade Commission Investigations.
	(n) Origin of automatic data processing goods.		PART B—AGRICULTURE
	(o) Special rule for certain agricultural products.		
	(p) Definitions.	3391.	Agriculture.
	(q) Presidential proclamation authority.		(a) Omitted.
3333.	Drawback.		(b) Section 624 of title 7.
	(a) “Good subject to NAFTA drawback” defined.		(c) Tariff rate quotas.
	(b), (c) Omitted.		(d) Peanuts.
	(d) Elimination of drawback for fees under section 624 of title 7.		(e) Fresh fruits, vegetables, and cut flowers.
	(e) Inapplicability to countervailing and antidumping duties.		(f) End-use certificates.
3334.	Prohibition on drawback for television picture tubes.		(g) Omitted.
3335.	Monitoring of television and picture tube imports.		(h) Assistance for affected farmworkers.
	(a) Monitoring.		(i) Biennial report on effects of Agreement on American agriculture.
	(b) Report to Trade Representative.		PART C—TEMPORARY ENTRY OF BUSINESS PERSONS
	SUBCHAPTER III—APPLICATION OF AGREEMENT TO SECTORS AND SERVICES		
	PART A—SAFEGUARDS		PART D—STANDARDS
	SUBPART 1—RELIEF FROM IMPORTS BENEFITING FROM AGREEMENT		SUBPART 1—STANDARDS AND MEASURES
3351.	Definitions.		
3352.	Commencing of action for relief.	3411.	Transportation.
	(a) Filing of petition.		SUBPART 2—AGRICULTURAL STANDARDS
	(b) Investigation and determination.		
	(c) Applicable provisions.	3421.	Agricultural standards.
	(d) Articles exempt from investigation.		(a) to (f) Omitted.
3353.	International Trade Commission action on petition.		(g) Peanut butter and peanut paste.
	(a) Determination.		(h) Animal health biocontainment facility.
	(b) Additional finding and recommendation if determination affirmative.		(i) Reports on inspection of imported meat, poultry, other foods, animals, and plants.
	(c) Report to President.		SUBCHAPTER IV—DISPUTE SETTLEMENT IN ANTIDUMPING AND COUNTERVAILING DUTY CASES
	(d) Public notice.		PART A—ORGANIZATIONAL, ADMINISTRATIVE, AND PROCEDURAL PROVISIONS REGARDING IMPLEMENTATION OF CHAPTER 19 OF AGREEMENT
	(e) Applicable provisions.		
3354.	Provision of relief.	3431.	References in part.
	(a) In general.	3432.	Organizational and administrative provisions.
	(b) Exception.		(a) Criteria for selection of individuals to serve on panels and committees.
	(c) Nature of relief.		(b) Selection of certain judges to serve on panels and committees.
	(d) Period of relief.		(c) Selection of other candidates.
	(e) Rate on Mexican articles after termination of import relief.		(d) Selection and appointment.
3355.	Termination of relief authority.		(e) Transition.
	(a) General rule.		(f) Immunity.
	(b) Exception.		(g) Regulations.
3356.	Compensation authority.		(h) Report to Congress.
3357.	Submission of petitions.	3433.	Testimony and production of papers in extraordinary challenges.
3358.	Price-based snapback for frozen concentrated orange juice.		(a) Authority of extraordinary challenge committee to obtain information.
	(a) Trigger price determination.		(b) Witnesses and evidence.
	(b) Imports of Mexican articles.		(c) Mandamus.
	(c) Rate of duty.		(d) Depositions.
	(d) Definitions.	3434.	Requests for review of determinations by competent investigating authorities of NAFTA countries.
	SUBPART 2—RELIEF FROM IMPORTS FROM ALL COUNTRIES		(a) Definitions.
3371.	NAFTA article impact in import relief cases under Trade Act of 1974.		(b) Requests for review by United States.
	(a) In general.		(c) Requests for review by person.
	(b) Factors.		(d) Service of request for review.
	(c) “Contribute importantly” defined.	3435.	Rules of procedure for panels and committees.
3372.	Presidential action regarding NAFTA imports.		

Sec.

- (a) Rules of procedure for binational panels.
- (b) Rules of procedure for extraordinary challenge committees.
- (c) Rules of procedure for safeguarding panel review system.
- (d) Publication of rules.
- (e) Administering authority.
- 3436. Subsidy negotiations.
- 3437. Identification of industries facing subsidized imports.
 - (a) Petitions.
 - (b) Identification of industry.
 - (c) Action after identification.
 - (d) Initiation of action under other law.
 - (e) Effect of decisions.
 - (f) Standing.
- 3438. Treatment of amendments to antidumping and countervailing duty law.

PART B—GENERAL PROVISIONS

- 3451. Effect of termination of NAFTA country status.
 - (a) In general.
 - (b) Transition provisions.

SUBCHAPTER V—MISCELLANEOUS PROVISIONS

PART A—PROVISIONS RELATING TO PERFORMANCE UNDER AGREEMENT

- 3461. Discriminatory taxes.
- 3462. Review of operation and effects of Agreement.
 - (a) Study.
 - (b) Scope.
 - (c) Recommendations of President.
 - (d) Recommendations of certain committees.
- 3463. Report on impact of NAFTA on motor vehicle exports to Mexico.
 - (a) Findings.
 - (b) Trade Representative report.

PART B—IMPLEMENTATION OF NAFTA SUPPLEMENTAL AGREEMENTS

- 3471. Agreement on Labor Cooperation.
 - (a) Commission for Labor Cooperation.
 - (b) Definitions.
- 3472. Agreement on Environmental Cooperation.
 - (a) Commission for Environmental Cooperation.
 - (b) Definitions.
- 3473. Agreement on Border Environment Cooperation Commission.
 - (a) Border Environment Cooperation Commission.
 - (b) Civil actions involving Commission.
 - (c) Definitions.

§ 3301. Definitions

For purposes of this Act:

(1) Agreement

The term “Agreement” means the North American Free Trade Agreement approved by the Congress under section 3311(a) of this title.

(2) HTS

The term “HTS” means the Harmonized Tariff Schedule of the United States.

(3) Mexico

Any reference to Mexico shall be considered to be a reference to the United Mexican States.

(4) NAFTA country

Except as provided in section 3332 of this title, the term “NAFTA country” means—

(A) Canada for such time as the Agreement is in force with respect to, and the United States applies the Agreement to, Canada; and

(B) Mexico for such time as the Agreement is in force with respect to, and the United States applies the Agreement to, Mexico.

(5) International Trade Commission

The term “International Trade Commission” means the United States International Trade Commission.

(6) Trade Representative

The term “Trade Representative” means the United States Trade Representative.

(Pub. L. 103–182, §2, Dec. 8, 1993, 107 Stat. 2060.)

REFERENCES IN TEXT

This Act, referred to in text, is Pub. L. 103–182, Dec. 8, 1993, 107 Stat. 2057, known as the North American Free Trade Agreement Implementation Act. For complete classification of this Act to the Code, see Short Title note set out below and Tables.

The North American Free Trade Agreement, referred to in par. (1), is not set out in the Code.

The Harmonized Tariff Schedule of the United States, referred to in par. (2), is not set out in the Code. See Publication of Harmonized Tariff Schedule note set out under section 1202 of this title.

SHORT TITLE

Section 1(a) of Pub. L. 103–182 provided that: “This Act [see Tables for classification] may be cited as the ‘North American Free Trade Agreement Implementation Act.’”

ACT REFERRED TO IN OTHER SECTIONS

The North American Free Trade Agreement Implementation Act is referred to in sections 1313, 1516a of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 58c, 81c, 1304, 1311, 1312, 1313, 1509, 1562, 1592, 1628, 2578b of this title; title 35 section 104.

SUBCHAPTER I—APPROVAL OF, AND GENERAL PROVISIONS RELATING TO, NORTH AMERICAN FREE TRADE AGREEMENT

§ 3311. Approval and entry into force of North American Free Trade Agreement**(a) Approval of Agreement and statement of administrative action**

Pursuant to section 2903 of this title and section 2191 of this title, the Congress approves—

(1) the North American Free Trade Agreement entered into on December 17, 1992, with the Governments of Canada and Mexico and submitted to the Congress on November 4, 1993; and

(2) the statement of administrative action proposed to implement the Agreement that was submitted to the Congress on November 4, 1993.

(b) Conditions for entry into force of Agreement

The President is authorized to exchange notes with the Government of Canada or Mexico providing for the entry into force, on or after January 1, 1994, of the Agreement for the United States with respect to such country at such time as—